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Senate Bill 138 (as enacted)
Sponsor: Senator Roger Kahn, M.D.
Senate Committee: Appropriations
House Committee: Appropriations

PUBLIC ACT 83 OF 2011

Date Completed: 7-14-11

CONTENT

The bill would provide supplemental appropriations for fiscal year (FY) 2010-11 for seven State budget areas. Included are caseload and cost adjustments for the Departments of Community Health and Human Services related to the May 16, 2011 Consensus Revenue Estimating Conference (CREC), Federal funds for a new Medicaid Electronic Health Record Incentive Program, an appropriation for a pilot public safety program in Flint, re-appropriation of Federal Help America Vote Act (HAVA) funds, an appropriation to the Department of State Police for the State Disaster Contingency Fund, an appropriation of Federal American Recovery and Reinvestment Act (ARRA) funds for the Department of Transportation, and State revenue sharing adjustments pursuant to the CREC and revised census data. Table 1 summarizes the Gross and GF/GP appropriations for each department.

Table 1

FY 2010-11 Supplemental Appropriations Senate Bill 138		
Department	Gross	GF/GP
Community Health	\$286,500,800	\$100,162,800
Corrections.....	1,000,000	1,000,000
Human Services	(30,925,900)	(2,019,700)
State Police	750,000	750,000
Transportation	3,397,000	0
Treasury-Operations.....	31,917,300	31,917,300
Treasury-Revenue Sharing	33,130,200	0
Total Supplemental Appropriations	\$325,769,400	\$131,810,400

FISCAL IMPACT

The bill would increase Gross State appropriations by \$325.8 million and State General Fund/General Purpose (GF/GP) appropriations by \$131.8 million. Of these new appropriations, all but \$15.5 million GF/GP have been accounted for on the GF/GP balance sheet as part of the FY 2011-12 budget target-setting process. The bill would provide funding for the following departments:

Community Health: Pursuant to the May 2011 CREC, \$198.4 million Gross and \$98.7 million GF/GP would be appropriated for Medicaid caseload and cost adjustments. The bill includes \$2.9 million in additional Federal funds for the Community Substance Abuse, Prevention, Education, and Treatment Program and \$1.6 million in Federal and private grant revenue for Family, Maternal, and Children's Health Services. The \$1.6 million in Federal and private grants is comprised of \$794,200 in Federal Title IX funds for Nurse Family Partnership programs in Berrien, Calhoun, Kalamazoo, and Kent Counties; \$747,200 in private grants from the W.K. Kellogg Foundation for developing sustainable food and farming systems,

reducing infant mortality rates, and addressing infant mortality racial disparities; and a \$60,000 private grant from Delta Dental to provide new and replacement water fluoridation for local communities.

The bill also would appropriate \$83.6 million, \$82.1 million Federal and \$1.5 million GF/GP, for a new Medicaid Electronic Health Record Incentive Program.

Corrections: A GF/GP amount of \$1.0 million would be appropriated for a pilot public safety program in the City of Flint.

Human Services: Pursuant to the May 2011 CREC, \$30.9 million Gross and \$2.0 million GF/GP would be reduced from appropriations for children's services and public assistance to reflect consensus caseload and cost adjustments.

State Police: Pursuant to the State's Emergency Management Act, \$750,000 GF/GP would be appropriated to the Disaster Contingency Fund. This would allow for a subsequent appropriation from the Fund for expenses related to a response to a disaster or emergency.

Transportation: A Federal Aviation Administration award of \$3.4 million in redistributed Federal ARRA funds from other states would be appropriated for additional terminal construction activities at the Midland-Bay-Saginaw International Airport.

Treasury-Operations: Per a June 20, 2011 State Budget Office request, \$31.9 million would be appropriated for implementation of the changes in the corporate income tax and the individual income tax.

Treasury-Revenue Sharing: Pursuant to the May 2011 CREC, which increased the estimate for sales tax revenue, and to updated 2010 U.S. Census population numbers, an appropriation adjustment of \$18.8 million for constitutional revenue sharing and \$14.3 million for statutory revenue sharing, is required to ensure that FY 2010-11 payments to local units are equal to those of FY 2009-10.

Boilerplate Language Sections

Sec. 201. Records amount of Total State Spending and payments to local units of government included in the bill.

Sec. 202. Subjects appropriations and expenditures in the bill to the provisions of the Management and Budget Act.

Sec. 203. Subjects appropriations in the bill to Federal ARRA reporting requirements.

Sec. 204. Allows carry-forward of Federal ARRA funds for certain purposes.

Sec. 205. Subjects recipients of Federal ARRA funds to Federal ARRA reporting requirements.

Sec. 250. Increases construction cost authorization for the Bay City State Police post project from \$3.2 million to \$3.7 million.

Sec. 271. Reinstates Sec. 207(5) of the FY 2010-11 Department of Corrections appropriation act to give State employees the opportunity to bid on contracts that privatize services; if the contract was awarded, those employees would cease being employees of the State.

Sec. 272. Requires contracts for prisoner telephone services to impose a fee schedule that is no greater than residential user fee schedules in the area surrounding the correctional facility.

Sec. 301. Re-appropriates Federal Help America Vote Act work project balances of \$7.7 million to the Department of State for ongoing election reform projects. These funds were originally appropriated in FY 2006-07 and will reach the maximum four-year work project time period allowed under the Management and Budget Act (Sec. 451a), and will lapse without this reauthorization.

Sec. 351. Specifies that up to \$250,000 from the disaster Contingency Fund is appropriated for the recent disaster in Battle Creek/Calhoun County.

Sec. 401. Allows carry-forward of funds appropriated for the implementation of changes to the income tax act as a work project account.

Enacting Section 1. Repeals Secs. 207, 207a, 219, and 919 of the FY 2010-11 Department of Corrections appropriations act that required reporting and disclosure regarding privatization plans.

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.